

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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FERNANDO HERNANDEZ, et al.,

Plaintiffs,

- v. -

THE FRESH DIET INC., et al.,

Defendants.  
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USDC SDNY  
DOCUMENT  
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ORDER

12 Civ. 4339 (ALC) (JLC)

**JAMES L. COTT, United States Magistrate Judge.**

As stated during a telephone conference in this matter today, the Court directs that the deposition of Defendant Zalmi Duchman take place either the week of September 16, 2013, or during the first two weeks of October, whichever Mr. Duchman and his counsel prefer. If the October time period is selected, the Court will extend the fact discovery deadline of September 25, 2013 for the sole purpose of allowing the Duchman deposition to proceed during that time. All other fact discovery must be completed by September 25, 2013. The deposition is to take place at the offices of counsel for plaintiffs in New York City.

The Court will not entertain any further applications with respect to the scheduling of the Duchman deposition.

**SO ORDERED.**

Dated: New York, New York  
August 20, 2013

  
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JAMES L. COTT  
United States Magistrate Judge

USDC SDNY  
DATE SCANNED 8/20/13